



1636

PATENT

Case Docket No. ELITRA.010A

Date: October 4, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Haselbeck, et al.)
Appl. No. : 10/032,393)
Filed : December 21, 2001)
For : BACTERIAL PROMOTERS)
AND METHODS OF USE)
Examiner : William O. Sandals)
Group Art Unit : 1636)

I hereby certify that this correspondence and all marked
attachments are being deposited with the United States
Postal Service as first class mail in an envelope addressed
to: United States Patent and Trademark Office, P.O. Box
2327, Arlington, VA 22202, on

October 4, 2002

(Date)

Daniel Hart, Reg. No. Daniel Hart#

RECEIVED

OCT 11 2002

TRANSMITTAL LETTER

TECH CENTER 1600/2900

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

ATTENTION: APPLICATION BRANCH

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) A Supplemental Information Disclosure Statement.
- (X) A PTO Form 1449 with two (2) references.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

Daniel Hart
Registration No. 40,637
Attorney of Record



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Haselbeck, et al.) Group Art Unit 1636
App. No. : 10/032,393)
Filed : December 21, 2001)
For : BACTERIAL PROMOTERS)
AND METHODS OF USE)
Examiner : William O. Sandals)

#9
J.G.J.
10/17/02
RECEIVED

OCT 11 2002

TECH CENTER 1600/2900

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Dear Sir:

Enclosed is form PTO-1449 listing two (2) references that are also enclosed. This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37 C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Oct. 4, 2002

By: Daniel Hart

Daniel Hart
Registration No. 40,637
Attorney of Record
2040 Main Street
Fourteenth Floor
Irvine, CA 92614
(619) 235-8550

FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.
ELITRA.010AAPPLICATION NO.
10/032,393SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT
BY APPLICANT

(USE SEVERAL SHEETS IF NECESSARY)

APPLICANT
Haselbeck, et al.FILING DATE
December 21, 2001GROUP
1636

RECEIVED

OCT 11 2002

TECH CENTER 1600/2900

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

EXAMINER
INITIAL

OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

1	Jarhede, et al. 1995. Expression of foreign genes and selection of promoter sequences in <i>Acholeplasma laidlawii</i> . <i>Microbiology</i> , 141:2071-2079.
2	Zhang, et al. 2000. Characterization of the promoter elements for the staphylococcal enterotoxin D gene. <i>Journal of Bacteriology</i> , 182(8):2321-2325.

S:\DOCS\DOH\DOH-7078.DOC:dmb
100402

EXAMINER

DATE CONSIDERED

*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.